

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MARIA MARTINEZ,

Plaintiff,

v.

SECOND ROUND, LP,

Defendant.

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CASE NO. 2:20-CV-1380

NOTICE OF REMOVAL

PLEASE TAKE NOTICE that on this date, Second Round, LP hereby removes the above-captioned matter to this Court from the Court of Common Pleas of Allegheny County, Pennsylvania and in support thereof avers as follows:

1. Second Round is a defendant in a civil action originally commenced on or about July 31, 2020 in the Court of Common Pleas of Allegheny County, Pennsylvania titled *Maria Martinez v. Second Round, LP* and docketed to Case No. AR-20-002638.
2. The removal is timely under 28 U.S.C. § 1446(b). Second Round received service of Plaintiff's Complaint by certified mail on August 14, 2020.
3. Pursuant to 28 U.S.C. § 1446, attached here as Exhibit A are copies of all process, pleadings, and orders filed in the state court action.

4. The District Court¹ has original jurisdiction over this action pursuant to 28 U.S.C. § 1331, in that Plaintiff has filed claims against Second Round alleging violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, *et seq.*

5. On this date, Second has provided notice of this Removal to counsel for Plaintiff and to the Court of Common Pleas of Allegheny County, Pennsylvania.

WHEREFORE, Defendant Second Round, LP respectfully removes this case to the United States District Court for the Western District of Pennsylvania.

Respectfully submitted,

MESSER STRICKLER, LTD.

By: /s/ Lauren M. Burnette
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Counsel for Defendant

Dated: September 14, 2020

¹ Although Plaintiff filed this lawsuit in Allegheny County, thus requiring Second Round to remove the case to this Court, the face of Plaintiff's Complaint demonstrates that Plaintiff's claims arose from conduct occurring in Philadelphia County, which lies within the jurisdiction of the United States District Court for the Eastern District of Pennsylvania.

CERTIFICATE OF SERVICE

I certify that on September 14, 2020, a true copy of the foregoing document was served as follows:

Via Email and U.S. Mail, Postage Prepaid

Joshua P. Ward
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Counsel for Plaintiff

Via Electronic Filing

Court of Common Pleas
Allegheny County
414 Grant St.
Pittsburgh, PA 15219

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